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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA

Plaintiff,

v.

1. APPROXIMATELY \$61,505.00 IN
 UNITED STATES CURRENCY, and
 2. APPROXIMATELY \$34,320 IN
 UNITED STATES CURRENCY.

Defendant.

FRANK JOSEPH ALIOTO, Jr.,

Claimant.

Nos. C-07-5413 MMC
 C-08-0318 MMC
 (Related Cases)

**STIPULATION VACATING CASE
 MANAGEMENT CONFERENCES;
~~PROPOSED ORDER~~ ORDER
 CONTINUING CASE MANAGEMENT
 CONFERENCE**

Plaintiff, United States of America and Claimant, Frank Joseph Alioto, Jr., respectfully submit this Stipulation to continue the Case Management Conferences in the above entitled related cases. The Case Management Conferences are currently set for January 16, 2009. However, a Motion to Suppress in case number C-07-5413 is scheduled to be heard by this Court on March 6, 2009 at 9:00 a.m.

In view of the pending hearing on the Motion to Suppress, the parties respectfully request that the Case Management Conferences, set for January 16, 2009, be vacated and a new date set at the conclusion of the March 6, 2009, hearing.

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

Dated: December 29, 2008


SUSAN B. GRAY
Assistant United States Attorney

Dated: December 29, 2008

DAVID M. MICHAEL, ESQ.
Attorney for Claimant, Frank Joseph Alioto, Jr.

[PROPOSED] ORDER

The Case Management Conferences in the above entitled cases, currently set for January 16, 2009, are hereby vacated and new conference dates will be set at the conclusion of the March 6, 2009, hearing.

IT IS SO ORDERED.

Dated: _____

MAXINE M. CHESNEY
United States District Judge

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

Dated: December 29, 2008

SUSAN B. GRAY
Assistant United States Attorney

Dated: December 29, 2008

DAVID M. MICHAEL, ESQ.
Attorney for Claimant, Frank Joseph Alioto, Jr.

~~PROPOSED~~ ORDER

The Case Management Conferences in the above entitled cases, currently set for January 16, 2009, are hereby vacated and new conference dates will be set at the conclusion of the March 6, 2009, hearing.

IT IS SO ORDERED.

Dated: January 5, 2009

Maxine M. Chesney
MAXINE M. CHESNEY
United States District Judge